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PATENT APPLICATION FEE DETERMINATION RECORD
 Substitute for Form PTO-875
Application or Docket Number
*09/833452***CLAIMS AS FILED – PART I**

(Column 1) (Column 2)

FOR	NUMBER FILED	NUMBER EXTRA
BASIC FEE (37 CFR 1.16(a))		
TOTAL CLAIMS (37 CFR 1.16(c))	128 minus 20 =	108
INDEPENDENT CLAIMS (37 CFR 1.16(b))	127 minus 3 =	104
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))		

SMALL ENTITY

OR

RATE	Fee
	\$ _____
X \$ _____ =	
X \$ _____ =	
+ \$ _____ =	

TOTAL

OTHER THAN SMALL ENTITY

RATE	Fee
	\$ _____
X \$ _____ =	
X \$ _____ =	
+ \$ _____ =	

OR TOTAL

CLAIMS AS AMENDED – PART II

(Column 1) (Column 2) (Column 3)

AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total (37 CFR 1.16(c))	128	Minus	128	3
Independent (37 CFR 1.16(b))	1	Minus	127	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))				

SMALL ENTITY

OR

RATE	ADDITIONAL FEE
X \$ _____ =	
X \$ _____ =	
+ \$ _____ =	
TOTAL ADD'L FEE	

OTHER THAN SMALL ENTITY

RATE	ADDITIONAL FEE
X \$ 50 =	150
X \$ _____ =	
+ \$ _____ =	
TOTAL ADD'L FEE	

(Column 1) (Column 2) (Column 3)

AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total (37 CFR 1.16(c))		Minus	**	=
Independent (37 CFR 1.16(b))		Minus	***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))				

RATE ADDITIONAL FEE

OR

RATE	ADDITIONAL FEE
X \$ _____ =	
X \$ _____ =	
+ \$ _____ =	
TOTAL ADD'L FEE	

RATE ADDITIONAL FEE

OR

RATE	ADDITIONAL FEE
X \$ _____ =	
X \$ _____ =	
+ \$ _____ =	
TOTAL ADD'L FEE	

(Column 1) (Column 2) (Column 3)

AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total (37 CFR 1.16(c))		Minus	**	=
Independent (37 CFR 1.16(b))		Minus	***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))				

RATE ADDITIONAL FEE

OR

RATE	ADDITIONAL FEE
X \$ _____ =	
X \$ _____ =	
+ \$ _____ =	
TOTAL ADD'L FEE	

RATE ADDITIONAL FEE

OR

RATE	ADDITIONAL FEE
X \$ _____ =	
X \$ _____ =	
+ \$ _____ =	
TOTAL ADD'L FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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OCT. 13. 2005 10:24AM

Rev. 10/93

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NO. 1878 P. 2

OCT 13 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF:
Randall Allen Vogel et al

SERIAL NO.: 09/833452

FILED: April 12, 2001

FOR: Multilayer, Co-Extruded, Ionomeric Decorative Surfacing

CASE NO.: AD6728USNA

GROUP ART UNIT: 1773

EXAMINER: Monique R. Jackson

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Office Action mailed 09/22/2005, applicants submit amended claims beginning at page 2 and a remarks section beginning at page 9.

Claim 1 was amended to include a first co-extruded polymeric layer consisting essentially of ionomer, or an ionomer and an additive, and a second co-extruded polymeric layer comprising only *one* polymer and optionally an additive. The amended claim 1 reciting optional additive is originally intended by the applicants, as the examiner noted before.

The second co-extruded layer, though employing "comprising" transitional phrase, is limited to only *one* polymer, as previously intended when "consisting of" is recited. The one polymer is further limited to either ionomer or ionomer-polyamide blend using "consisting of".

The additive recitation is disclosed in the specification on, for example, pages 16 (lines 25-30), page 17 (line 26) to page 19 (line 22), page 24 (lines 1-8), and page 31 (lines 8) to page 33 (line 16).

Claim 1 is also amended to recite the first co-extruded polymeric layer being surface layer. The amendment re-introduces the limitation deleted in previous amendment and, therefore, does not introduce new matter.

10/13/2005 10:24AM 10:25:48 AM (Eastern Daylight Time) 00000000000000000000000000000000

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